

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By Chairman Scott Mendenhall, on February 8, 2007
at 8:00 A.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Scott Mendenhall, Chairman (R)
Rep. Jim Keane, Vice Chairman (D)
Rep. Mike Milburn, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. Shannon Augare (D)
Rep. Scott Boggio (R)
Rep. Ernie Dutton (R)
Rep. Kevin T. Furey (D)
Rep. Ralph Heinert (R)
Rep. Llew Jones (R)
Rep. Harry Klock (R)
Rep. Michele Reinhart (D)
Rep. Wayne Stahl (R)
Rep. Bill Thomas (D)

Members Excused: Rep. Kendall Van Dyk (D)
Rep. Jonathan Windy Boy (D)

Members Absent: None

Staff Present: Bart Campbell, Legislative Branch
Nancy Kraft, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 499, 2/6/2007; HB 553, 2/2/2007
Executive Action: HB 461; HB 513; HB 530

HEARING ON HB 499

Opening Statement by Sponsor:

00:02:55 Rep. JP Pomnichowski (D), HD 63, opened the hearing on
HB 499, Revise law on technology tax increment
financing district.

Proponents' Testimony:

00:06:58 Dale Bickell, Missoula County
[EXHIBIT\(buh28a01\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:08:56 Rep. Reinhart
00:10:00 Rep. Pomnichowski
00:10:16 Rep. Dutton
00:10:50 Rep. Pomnichowski
00:10:59 Mr. Bickell
00:13:05 Rep. Dutton
00:13:26 Mr. Bickell
00:14:11 Rep. Keane
00:14:42 Rep. Pomnichowski
00:17:00 Rep. Mendenhall
00:18:04 Rep. Pomnichowski

Closing by Sponsor:

00:19:55 Rep. Pomnichowski

HEARING ON HB 553

Opening Statement by Sponsor:

00:20:53 Rep. Tim Callahan (D), HD 21, opened the hearing on HB
553, Injured worker choice of rehabilitation services.

Proponents' Testimony:

00:23:07 Dick Martin, Attorney, Great Falls, Montana
00:30:01 Bob Snizek
[EXHIBIT\(buh28a02\)](#)

00:33:22 Anita Roessmann, Staff Attorney, Montana Advocacy
Program; Brain Injury Association

EXHIBIT(buh28a03)

00:37:39 Don Judge, Teamsters' Local 190

00:42:54 Jason Miller, Montana State AFL-CIO

00:45:52 Andrea Olsen, Montana Trial Lawyers' Association

EXHIBIT(buh28a04)

Opponents' Testimony:

00:49:26 Nancy Butler, Montana State Fund

00:53:47 George Wood, Executive Director, Montana Self-Insurers'
Association

00:57:46 Andy Adamek, Montana Health Care Providers;
Worker's Compensation Trust; MHA Reciprocal Fund

01:07:28 Shawn Bubb, Montana School Group Insurance Authority

01:11:54 Doug Nulle

01:13:55 Bob Worthington, Montana Municipal Insurance Authority;
Liberty Mutual, Property & Casualty Insurers'
Association, American Insurance Association

01:15:06 Kent Kleinkopf

01:15:33 Jon Bennion, Montana Chamber of Commerce

01:15:43 Harold Blattie, Montana Association of Counties

01:15:55 Riley Johnson, National Federation of Independent
Businesses (NFIB)

Informational Testimony:

01:16:13 Jerry Keck, Department of Labor & Industry

01:16:53 Bonnie Lyytinen-Hale

Questions from Committee Members and Responses:

01:17:53 Rep. Keane

01:19:01 Mr. Keck

01:19:49 Rep. Arntzen

01:20:08 Mr. Keck

01:20:49 Ms. Olsen

01:21:30 Rep. Arntzen

01:21:50 Mr. Kleinkopf

01:23:09 Rep. Dutton

01:24:08 Ms. Lyytinen-Hale

01:25:52 Rep. Dutton

01:26:49 Mr. Keck

01:27:24 Rep. Furey

01:27:46 Mr. Miller

01:28:08 Rep. Reinhart

01:28:33 Ms. Lyytinen-Hale

01:29:56 Rep. Reinhart

01:30:06 Mr. Keck
01:31:09 Rep. Keane
01:31:26 Ms. Butler
01:32:13 Rep. Mendenhall
01:33:47 Ms. Butler
01:36:04 Rep. Reinhart
01:36:18 Ms. Butler

Closing by Sponsor:

01:37:18 Rep. Callahan

HB 499 - Additional Information

01:42:38 Rep. Pomnichowski
01:45:26 Rep. Thomas
01:45:37 Rep. Pomnichowski
01:46:19 Rep. Dutton
01:47:49 Rep. Mendenhall
01:48:27 Rep. Pomnichowski
01:49:14 Rep. Mendenhall

01:49:55 Break

EXECUTIVE ACTION ON HB 461

02:15:02 **Motion:** Rep. Keane moved that HB 461 **DO PASS.**
02:16:21 **Motion:** Rep. Keane moved that HB 461 **BE AMENDED.**
EXHIBIT (buh28a05)

Discussion:

02:16:28 Bart Campbell

02:19:09 **Vote:** Motion carried unanimously by voice vote.
Reps. Windy Boy and Van Dyk voted by proxy.
02:19:35 **Motion:** Rep. Keane moved that HB 461 **DO PASS AS AMENDED.**

Discussion:

02:19:46 Rep Stahl
02:20:19 Rep. Keane
02:20:33 Rep. Mendenhall
02:22:32 Rep. Thomas

02:23:09 **Motion:** Rep. Thomas offered a **CONCEPTUAL AMENDMENT TO HB 461.**

Discussion:

02:23:48 Rep. Furey
02:24:19 Rep. Keane
02:25:12 Rep. Stahl
02:26:10 Rep. Heinert

02:26:26 **Vote:** Motion carried unanimously by voice vote. Reps. Windy Boy and Van Dyk voted by proxy.

02:26:50 **Motion:** Rep. Keane moved that HB 461 **DO PASS AS AMENDED.**

EXHIBIT(buh28a06)

Discussion:

02:27:07 Rep. Jones
02:27:41 Rep. Heinert
02:28:22 Rep. Keane
02:29:23 Rep. Milburn
02:29:58 Rep. Boggio
02:31:16 Rep. Mendenhall
02:31:24 Rep. Thomas
02:31:55 Rep. Boggio
02:32:23 Rep. Stahl
02:33:14 Rep. Boggio
02:33:24 Rep. Furey
02:34:18 Rep. Keane
02:34:47 Mr. Campbell
02:35:05 Rep. Stahl
02:35:43 Rep. Keane
02:36:19 Rep. Jones
02:36:41 Pat Keim, Altria Corporate Services, Incorporated
02:38:14 Rep. Mendenhall
02:38:42 Mr. Campbell

02:39:54 **Vote:** Motion carried 15-1 by voice vote with Rep. Milburn voting no. Reps. Windy Boy, Arntzen, and Van Dyk voted by proxy.

EXECUTIVE ACTION ON HB 513

02:40:51 **Motion:** Rep. Milburn moved that HB 513 **DO PASS.**

Discussion:

02:41:07 Rep. Keane

02:41:33 Rep. Jones

02:42:11 **Vote:** Motion failed 1-15 by roll call vote with Rep. Mendenhall voting aye. Reps. Windy Boy, Arntzen, and Van Dyk voted by proxy.

02:43:14 **Substitute Motion/Vote:** Rep. Keane made a substitute motion that HB 513 **BE TABLED AND THE VOTE REVERSED**. Substitute motion carried unanimously by voice vote. Reps. Windy Boy, Arntzen, and Van Dyk voted by proxy.

EXECUTIVE ACTION ON HB 530

02:44:25 **Motion:** Rep. Keane moved that HB 530 **DO PASS**.

Discussion:

02:44:33 Rep. Keane

02:45:31 Rep. Arntzen

02:46:50 Rep. Milburn

02:47:24 **Vote:** Motion failed 6-10 by roll call vote with Reps. Furey, Keane, Reinhart, Thomas, Van Dyk, and Windy Boy voting aye. Reps. Windy Boy, Mendenhall and Van Dyk voted by proxy.

02:48:19 **Substitute Motion/Vote:** Rep. Keane made a substitute motion that HB 530 **BE TABLED AND THE VOTE REVERSED**. Substitute motion carried unanimously by voice vote. Reps. Windy Boy, Mendenhall, and Van Dyk voted by proxy.

ADJOURNMENT

02:49:18 Adjournment: 10:55 A.M.

REP. SCOTT MENDENHALL, Chairman

NANCY KRAFT, Secretary

SM/nk

Additional Exhibits:

EXHIBIT ([buh28aad.pdf](#))